



Council Communication

TO: HONORABLE MAYOR AND COUNCILMEMBERS

FROM: LISA MAXWELL, DEPUTY TOWN CLERK 503-6867

THROUGH: CATHY TEMPLETON, TOWN CLERK

MEETING DATE: AUGUST 1, 2013

SUBJECT: SPECIAL EVENT LIQUOR LICENSE – SAVE THE FAMILY FOUNDATION OF ARIZONA

STRATEGIC INITIATIVE:	N/A
LEGAL REVIEW	FINANCIAL REVIEW
<input type="checkbox"/> Complete	<input type="checkbox"/> Complete
<input checked="" type="checkbox"/> N/A	<input checked="" type="checkbox"/> N/A

RECOMMENDED MOTION

A MOTION TO APPROVE A SPECIAL EVENT LIQUOR LICENSE FOR SAVE THE FAMILY FOUNDATION OF ARIZONA FOR A FUNDRAISING EVENT ON OCTOBER 4, 2013 FROM 5:00 PM TO 11:00 PM AT 2218 EAST WILLIAMS FIELD ROAD, #235.

BACKGROUND/DISCUSSION

A Special Event Liquor License is required to authorize the sale of alcohol to the public at special events. The organization applying for the license must receive a minimum of 25% of the proceeds from the gross revenues of alcoholic beverage sales.

The Town has received an application for the following Special Event Liquor License:

Event:	Fundraising Event
Event Location:	2218 East Williams Field Road, #235
Non-Profit Applicant:	Save the Family Foundation of Arizona

Date(s)/Time(s) of Event:

October 4, 2013; 5:00 PM – 11:00 PM

Percent of Proceeds to Non-Profit Applicant:

100%

The estimated attendance at the special event is 350 people. This event is for Save the Family Foundation of Arizona. The Special Event liquor license has been reviewed by Town staff, including Code Compliance and the Police Department and no adverse information has been received. *The Police Department reviewed the security plan and the proposed security measures are adequate for this type of event.*

The applicant is required to comply with the Arizona Revised Statutes and Arizona Administrative Rules (Attachment 1).

Special Event liquor license applications may be approved or denied by Council. The application was reviewed by the Police Department. The recommendation of the Council will be forwarded to the Arizona Department of Liquor License & Control. The Arizona Department of Liquor License & Control honors the Council's recommendation.

FINANCIAL IMPACT

The special event liquor license fee is \$50.

STAFF RECOMMENDATION

Staff feels such requests are solely Council's prerogative and offers no recommendation on this request.

Respectfully submitted,



Lisa Maxwell
Deputy Town Clerk

Attachments and Enclosures:

Attachment 1 – Special Event Liquor License Application

Attachment 2 – Summary of Laws/Rules

Attachment 2

Special Event Liquor Licenses are subject to the provisions of A.R.S. §4-203.02, §4-244, and §4-261 and Administrative Rules R19-1-228, R19-1-235, and R19-1-309. The Arizona Department of Liquor Licenses and Control Special Event Liquor License application packet states that these laws and rules are applicable to a Special Event Liquor License.

Some of the key provisions include:

- Authorizes issuance of Special Event Liquor Licenses subject to approval of the governing body of a city or town for events to be held in a city or town and establish qualifying organizations.
- Sets forth requirements for the purchase/sale of liquor to be served at the event.
- Prohibits the sale, disposal, delivery or consumption of spirituous liquor to a person between the hours of 2:00 a.m. and 6:00 a.m. on weekdays, and 2:00 a.m. and 10:00 a.m. on Sunday.
- Prohibits a licensee or other person to sell, furnish, dispose of or give, or cause to be sold, furnished, disposed of or given, to a person under the legal drinking age or for a person under the legal drinking age to buy, receive, have in the person's possession or consume spirituous liquor; established when an underage person can be on premises. Prohibits a person under the age of twenty-one years to have in the person's body any spirituous liquor.
- Prohibits a person who is obviously intoxicated to buy or attempt to buy spirituous liquor from a licensee or employee of a licensee or to consume spirituous liquor on licensed premises.
- Requires warning signs related to consumption of spirituous liquor during pregnancy and requires posting of signage.
- Prohibits licensee and unpaid volunteers from consuming liquor when waiting on or serving customers.
- Prohibits serving, selling, or furnished spirituous liquor to a disorderly or obviously intoxicated person, or for a licensee or employee of the licensee to allow or permit a disorderly or obviously intoxicated person to come into or remain on or about the premises, except that a licensee or an employee of the licensee may allow an obviously intoxicated person to remain on the premises for a period of time of not to exceed thirty minutes to allow for transportation.
- Prohibits a licensee or employee to knowingly permit the unlawful possession, use, sale or offer for sale of narcotics, dangerous drugs or marijuana on the premises; knowingly permit prostitution or the solicitation of prostitution on the premises; permit unlawful gambling on the premises; permit trafficking or attempted trafficking in stolen property on the premises.
- Prohibits person other than a peace officer, the licensee or an employee of the licensee acting with the permission of the licensee to be in possession of a firearm while on the licensed premises of an on-sale retailer knowing such possession is prohibited.
- Prohibits a licensee or employee to knowingly permit a person in possession of a firearm other than a peace officer, the licensee or an employee of the licensee acting with the permission of the licensee to remain on the licensed premises or to serve, sell or furnish spirituous liquor to a person in possession of a firearm while on the licensed premises of an on-sale retailer.

ARIZONA DEPARTMENT OF LIQUOR LICENSES & CONTROL

800 W Washington 5th Floor
Phoenix, Arizona 85007-2934
(602) 542-5141

APPLICATION FOR SPECIAL EVENT LICENSE

Fee = \$25.00 per day for 1-10 day events only
A service fee of \$25.00 will be charged for all dishonored checks (A.R.S. § 44-6852)

NOTE: THIS DOCUMENT MUST BE FULLY COMPLETED OR IT WILL BE RETURNED.
PLEASE ALLOW **10 BUSINESS DAYS** FOR PROCESSING.

****Application must be approved by local government before submission to Department of Liquor Licenses and Control. (Section #20)**

DLLC USE ONLY
LICENSE #

1. Name of Organization: Save the Family Foundation of Arizona
2. Non-Profit/I.R.S. Tax Exempt Number: 86-0665712
3. The organization is a: (check one box only)
- ☒ Charitable ☐ Fraternal (must have regular membership and in existence for over 5 years)
- ☐ Civic ☐ Religious ☐ Political Party, Ballot Measure, or Campaign Committee
4. What is the purpose of this event? ☒ on-site consumption ☐ off-site consumption (auction) ☐ both
Fundraising Event
5. Location of the event: 2218 E. Williams Field Rd #235 Gilbert Maricopa 85295
Address of physical location (Not P.O. Box) City County Zip
- Applicant must be a member of the qualifying organization and authorized by an Officer, Director or Chairperson of the Organization named in Question #1. (Signature required in section #18)**
6. Applicant: Taylor Jacki Lynn _____
Last First Middle Date of Birth
7. Applicant's Mailing Address: _____
Street City State Zip
8. Phone Numbers: (480) 898-0228 214 (480) 898-0228 _____
Site Owner # Applicant's Business # Applicant's Home #
9. Date(s) & Hours of Event: (see A.R.S. 4-244(15) and (17) for legal hours of service)

	Date	Day of Week	Hours from A.M./P.M.	To A.M./P.M.
Day 1:	<u>October 4, 2013</u>	<u>Friday</u>	<u>5:00 PM</u>	<u>11:00 PM</u>
Day 2:	_____	_____	_____	_____
Day 3:	_____	_____	_____	_____
Day 4:	_____	_____	_____	_____
Day 5:	_____	_____	_____	_____
Day 6:	_____	_____	_____	_____
Day 7:	_____	_____	_____	_____
Day 8:	_____	_____	_____	_____
Day 9:	_____	_____	_____	_____
Day 10:	_____	_____	_____	_____

*Disabled individuals requiring special accommodations, please call (602) 542-9027

10. Has the applicant been convicted of a felony in the past five years, or had a liquor license revoked?
☐ YES ☒ NO (attach explanation if yes)

11. This organization has been issued a special event license for 0 days this year, including this event
(not to exceed 10 days per year).

12. Is the organization using the services of a promoter or other person to manage the event? ☒ YES ☐ NO
If yes, attach a copy of the agreement.

13. List all people and organizations who will receive the proceeds. Account for 100% of the proceeds.
THE ORGANIZATION APPLYING MUST RECEIVE 25% OF THE GROSS REVENUES OF THE SPECIAL EVENT LIQUOR SALES.

Name Save the Family Foundation of Arizona 100%
Percentage

Address 450 W. 4th Place Mesa, AZ 85201

Name _____
Percentage

Address _____

(Attach additional sheet if necessary)

14. Knowledge of Arizona State Liquor Laws Title 4 is important to prevent liquor law violations. If you have any questions regarding the law or this application, please contact the Arizona State Department of Liquor Licenses and Control for assistance.

NOTE: ALL ALCOHOLIC BEVERAGE SALES MUST BE FOR CONSUMPTION AT THE EVENT SITE ONLY.
"NO ALCOHOLIC BEVERAGES SHALL LEAVE SPECIAL EVENT PREMISES."

15. What security and control measures will you take to prevent violations of state liquor laws at this event?
(List type and number of security/police personnel and type of fencing or control barriers if applicable)

0 # Police ☐ Fencing
100 # Security personnel ☒ Barriers

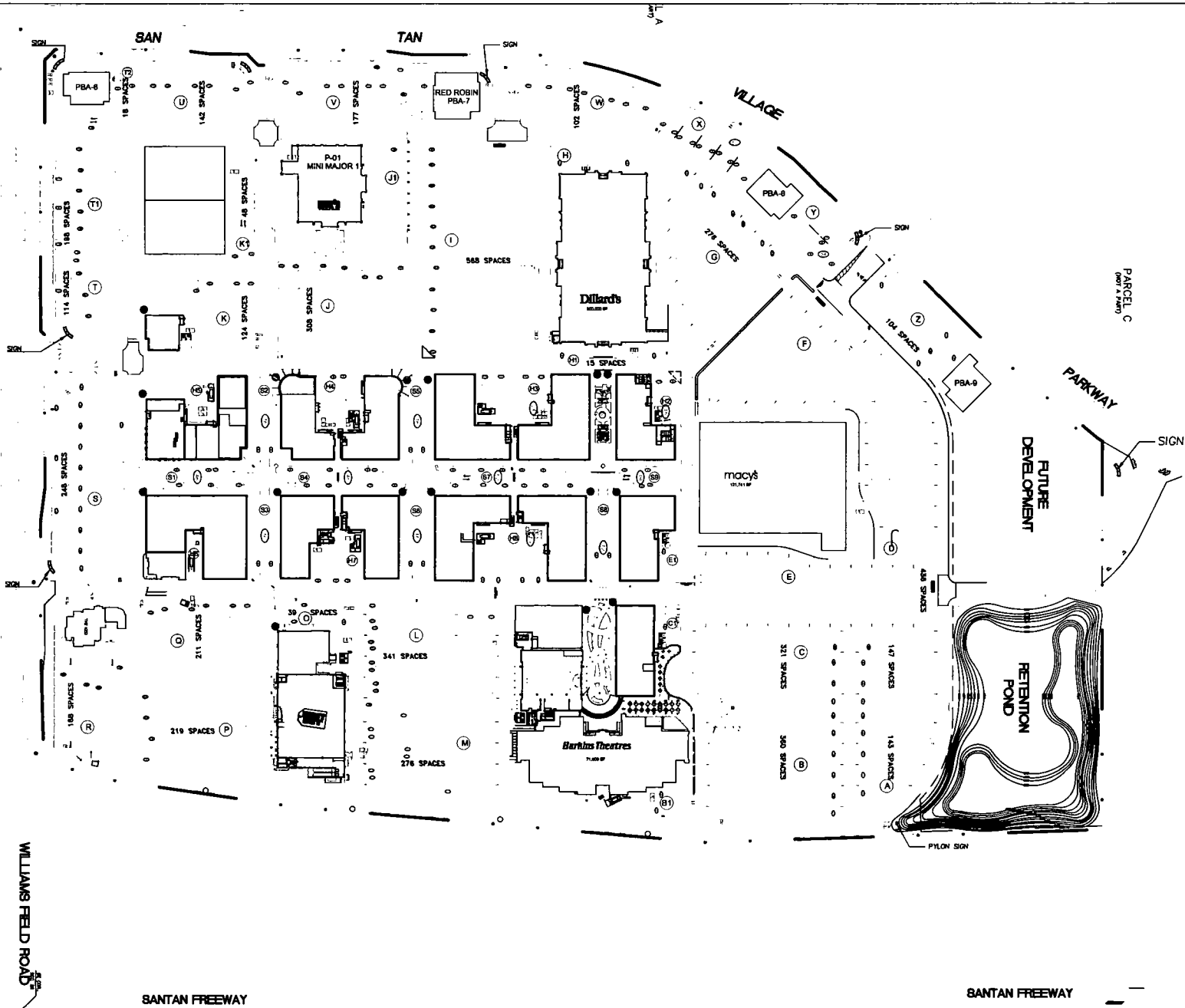
SANTAN Village will have security on-site during event.
We will be using wristbands & a professional pouring company

16. Is there an existing liquor license at the location where the special event is being held? ☐ YES ☒ NO
If yes, does the existing business agree to suspend their liquor license during the time period, and in the area in which the special event license will be in use? ☐ YES ☐ NO

(ATTACH COPY OF AGREEMENT)

Name of Business () Phone Number

17. Your licensed premises is that area in which you are authorized to sell, dispense, or serve spirituous liquors under the provisions of your license. The following page is to be used to prepare a diagram of your special event licensed premises. Please show dimensions, serving areas, fencing, barricades or other control measures and security positions.



SANTAN VILLAGE

Mail Address:
SANTAN VILLAGE
 Gilbert, AZ

For Leasing
 Information Contact:
Bob Switzer
 MACERICH
 11411 N. Tatum Blvd.
 Phoenix, AZ 85028
 Phone: (602) 953-6200
 Fax: (602) 953-1964

For Big Box Leasing Contact:
Jennifer Brigham
 MACERICH
 11411 North Tatum Blvd.
 Phoenix, AZ 85028
 Phone: (602) 953-8450
 Fax: (602) 953-1964

For Pad and Restaurant
 Leasing Contact:
Jerry Strauss
 MACERICH
 11411 North Tatum Blvd.
 Phoenix, AZ 85028
 Phone: (602) 953-6521
 Fax: (602) 953-1964

Note:
 This is a schematic plan only
 intended to show the general
 layout of the shopping center or
 part thereof. This plan is not to
 be scaled.

LAST UPDATED: 02.22.12
 BY: MH

MACERICH
 visit our web site at
www.macerich.com

SITE PLAN



PARCEL E-2
 (part of parcel)

PARCEL C
 (part of parcel)

FUTURE
 DEVELOPMENT

RETENTION
 POND

PILON SIGN

321 SPACES

360 SPACES

147 SPACES

141 SPACES

488 SPACES

104 SPACES

278 SPACES

102 SPACES

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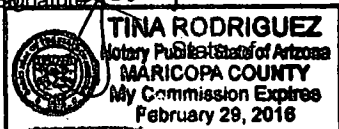
102 SPACES

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THIS SECTION TO BE COMPLETED ONLY BY AN OFFICER, DIRECTOR OR CHAIRPERSON OF THE ORGANIZATION NAMED IN QUESTION #1

18. I, Jacki Taylor declare that I am an Officer/Director/Chairperson appointing the applicant listed in Question 6, to apply on behalf of the foregoing organization for a Special Event Liquor License.

X [Signature] CEO 7.9.13 (480) 898-0228
(Signature) (Title/Position) (Date) (Phone #)



Arizona County of Maricopa

The foregoing instrument was acknowledged before me this

9 7 2013
Day Month Year

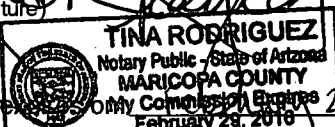
My Commission expires on: February 29, 2016
(Date)

[Signature]
(Signature of NOTARY PUBLIC)

THIS SECTION TO BE COMPLETED ONLY BY THE APPLICANT NAMED IN QUESTION #6

19. I, Jacki Taylor declare that I am the APPLICANT filing this application as listed in Question 6. I have read the application and the contents and all statements are true, correct and complete.

X [Signature] State of Arizona County of Maricopa
(Signature) The foregoing instrument was acknowledged before me this



9 7 2013
Day Month Year

My commission expires on: February 29, 2016
(Date)

[Signature]
(Signature of NOTARY PUBLIC)

You must obtain local government approval. City or County MUST recommend event and complete item #20. The local governing body may require additional applications to be completed and submitted 60 days in advance of the event. Additional licensing fees may also be required before approval may be granted.

LOCAL GOVERNING BODY APPROVAL SECTION

20. I, _____ hereby recommend this special event application
(Government Official) (Title)
on behalf of _____
(City, Town or County) (Signature of OFFICIAL) (Date)

FOR DLLC DEPARTMENT USE ONLY

Department Comment Section:

(Employee) (Date)

☐ APPROVED ☐ DISAPPROVED BY: _____
(Title) (Date)

SERIES: 15 SPECIAL EVENT LICENSE (Temporary)

Non-transferable

On-sale retail privileges

PURPOSE:

Allows a charitable, civic, fraternal, political or religious organization to sell and serve spirituous liquor for consumption only on the premises where the spirituous liquor is sold, and only for the period authorized on the license. This is a temporary license.

ADDITIONAL RIGHTS AND RESPONSIBILITIES:

The applicant for a special event license must request a special event application from the Department and file the application with the governing body of the city or town, or Board of Supervisors of an unincorporated area of a county (where the special event is to take place) for approval or disapproval. Some local governing bodies may require approximately 60 days prior notice.

If the application is approved by the local authority, and the event meets the requirements for granting the license, the Director will issue a special event license to the qualifying organization.

Qualifying organizations will be granted a special event license for no more than ten (10) days in a calendar year. Events must be held on consecutive days and at the same location or additional licenses will be required. The license is automatically terminated upon closing of the last day of the event or the expiration of the license, whichever occurs first.

The qualified organization must receive at least twenty-five percent (25 %) of the gross revenues of the special event liquor sales.

A person selling spirituous liquor under a special event license must purchase the spirituous liquor from the holder of a license authorized to sell off-sale; *except that*, in the case of a non-profit organization which has obtained a special event license for the purpose of charitable fund raising activities, a person may receive the spirituous liquor from a wholesaler as a donation.

AVERAGE APPROVAL TIME: One (1) to seven (7) days.

PERIOD OF ISSUANCE:

Issued for no more than a cumulative total of ten (10) days in a calendar year. A special event may be held for more than one (1) day, but it must be held on consecutive days and at the same location or additional licenses will be required.

FEES: \$25.00 per day.

ARIZONA STATUTES AND REGULATIONS:

ARS 4-203.02, 4-244, 4-261; Rule R19-1-228, R19-1-235, R19-1-309.

Disabled individuals requiring special accommodations please call (602) 542-9027



July 10, 2013

To Whom It May Concern:

This letter is to verify that Save the Family has been given permission to secure all permits required for the annual Taste of SanTan event held October 4, 2013 at Westcor SanTan Village LLC, commonly known as SanTan Village, located at 2218 E. Williams Field Road in Gilbert, AZ, 85295.

Please call 480.899.1878 with any questions or concerns.

Sincerely,

Sheila Hunter

Senior Property Manager

'12 JUL 18 Lgr. Dept PM 1:21

